



Tucson Police and Fire PSPRS Boards
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Tucson Police and Fire PSPRS Boards
Tuesday, September 6, 2016
Fire Central, Room 121, Tucson Fire Department
300 S. Fire Central Place, Tucson, AZ

LEGAL ACTION REPORT

Mayor Rothschild called the Tucson Police and Fire PSPRS Board meeting to order at 9:06a.m.

1. ROLL CALL

Police Board Members:

Jonathan Rothschild	- Chair
Max Parks	- Member
Rebecca Hill	- Member
Michael Dietsch	- Member
Terrence O' Hara	- Member

Fire Board Members:

Jonathan Rothschild	- Chair
Max Parks	- Member
Rebecca Hill	- Member
Nathan Weber	- Member
Craig Westphal	- Member

A Police Board quorum was established with all members present.

A Fire Board quorum was established with all members present.

2. POLICE CONSENT AGENDA: ITEMS A – G

A. MINUTES FOR APPROVAL – August 2, 2016

B. PENSION PAYROLL – Additions and deletions to benefits

<u>Name</u>	<u>Transaction Type</u>	<u>LDW</u>	<u>Eff Date</u>	<u>Ben Amt</u>
Driscoll, Jeffrey	NSR Out of DROP	08/04/2016	09/01/2016	\$ 3,523.74
Merrill, Michael	NSR Out of DROP	08/31/2016	09/01/2016	\$ 5,058.35
Davis, Mark	ADR	08/11/2016	09/01/2016	\$ 3,007.56

C. ELECTION TO PARTICIPATE IN DROP

<u>Name</u>	<u>Yrs of Srv</u>	<u>Date</u>	<u>Eff. Date</u>
Mammana, Gregory	22.103	08/31/2016	09/01/2016

D. PRE-EMPLOYMENT PHYSICAL REQUIREMENT**Class: 16-2****Membership Date: 08/05/2016**

Name	Date passed pre-employment physical
Moore, Zachary	03/07/2016
Rabert, Robert	03/06/2016
Sauber, Michael	03/08/2016

E. REFUND OR TRANSFER OUT OF MEMBER CONTRIBUTIONS

Name	Yrs of Srv	EE Contr Bal	Type
Martino, Arick	2.48	\$ 14,092.03	Refund

F. REDEMPTION, TRANSFER OR PURCHASE OF SERVICE

Name	Yrs of Srv	Cost	Type / From
Lichty, Brad	4.000	\$ 83,387.00	Redemption/Military

G. APPROVAL OF EXPENDITURES

Company Name	Description	Date	Amount	Method
McEvoy, Daniels, Darcy	September Retainer	09/06/2016	\$ 400.00	DA-23

Motion by Mr. Dietsch, seconded by Mr. O'Hara, that Police Items A-F are adopted and appropriate action taken. Motion **CARRIED** by a roll call vote of 5-0.

3. FIRE CONSENT AGENDA: ITEMS A – D**A. MINUTES FOR APPROVAL – August 2, 2016****B. PENSION PAYROLL – Additions and deletions to benefits**

Name	Transaction Type	LDW	Eff Date	Ben Amount
Martin, William	Death of Retiree	07/28/2016	08/01/2016	(\$ 3,477.75)
Martin, Penny	Survivor	N/A	08/01/2016	\$ 2,782.20
Aguilar, Albert	Death of Retiree	07/26/2016	08/01/2016	(\$ 3,215.02)
Discher, Wilfred	Death of Retiree	08/06/2016	09/01/2016	(\$ 3,355.66)
Green, Martin	Active Member Death	08/13/2016	N/A	N/A
Castro-Green, Anel	Survivor	N/A	09/01/2016	\$ 4,361.12*

*Spouse of deceased active member Martin Green. Amount reflects two eligible dependent shares.

C. ELECTION TO PARTICIPATE IN DROP

Name	Yrs of Srv	Date	Eff. Date
D'Auria, Glenn	30.115	08/31/2016	09/01/2016

D. APPROVAL OF EXPENDITURES

Company Name	Description	Date	Amount	Method
McEvoy, Daniels, Darcy	September Retainer	09/06/2016	\$ 400.00	DA-23

Motion by Mr. Weber, seconded by Mr. Westphal, that Fire Items A- D are adopted and appropriate action taken. Motion **CARRIED** by a roll call vote of 5-0.

4. APPLICATION FOR DISABILITY PENSION-Review**Police** - Attachments

Name	LDW:	Eff Date:	Application Type
Boyen, Edward	TBD	TBD	Accidental
Kiser, William L.	07/02/2015	TBD	Accidental

Motion made by Mr. Dietsch, seconded by Mr. O'Hara, to refer Mr. Boyen to Dr. Thrasher, Board Physician, for a physical examination. Motion **CARRIED** unanimously

Motion made by Mr. Dietsch, seconded by Mr. O'Hara, to refer Mr. Kiser to Dr. Thrasher, Board Physician, for a physical examination. Motion **CARRIED** unanimously

5. APPLICATION FOR DISABILITY PENSION-Review of additional report**Police** - Attachments

Name	LDW:	Eff Date:	Application Type
Callan, Robert	12/28/2015	TBD	Accidental

Motion made by Mr. Dietsch, seconded by Mr. O'Hara, that Mr. Callan is immediately eligible to receive an Accidental Disability retirement based on the medical evidence and observations included in the report provided by Dr. Thrasher, Board Physician. Motion **CARRIED** unanimously

6. APPLICATION FOR DISABILITY PENSION-Review of report**Police** - Attachments

Name	LDW:	Eff Date:	Application Type
Thielen, Jeffrey	08/29/2002	07/19/2016	Accidental
Marcotte, Douglas	09/29/2010	08/22/2016	Accidental

Motion made by Mr. Dietsch, seconded by Mr. O'Hara, that Mr. Thielen and Mr. Marcotte are in compliance with the bi-annual physical requirements and remain eligible to continue receiving disability pension benefits. Motion **CARRIED** unanimously.

7. APPLICATION FOR DISABILITY PENSION-Re-hearing**Police** - Attachments

<u>Name</u>	<u>LDW:</u>	<u>Eff Date:</u>	<u>Application Type</u>
Fedor, James	05/01/2015	TBD	Accidental

Motion made by Mr. Dietsch, seconded by Mr. O'Hara, to enter Executive Session for discussion of Mr. Fedor's Accidental Disability retirement application . Motion **CARRIED** unanimously.

Upon exit from Executive Session, the board heard statements from Mr. Fedor's attorney, Dale Norris, and from Mr. Fedor himself. Board members then asked questions of Mr. Fedor. Thereafter, a **Motion** was made by Ms. Hill, seconded by Mayor Rothschild, to refer Mr. Fedor to independent medical examiners for further evaluation. **Motion FAILED 2-3** with Mr. Parks, Mr. Dietsch and Mr. O'Hara dissenting.

With the motion failing to pass, the board has upheld its initial decision to deny Mr. Fedor's application for Accidental Disability retirement.

8. FUND/OFFICE INFORMATION

- Status of after tax payroll deduction for service purchases

No action taken on this discussion item.

9. ADJOURNMENT

The next regular meeting of the Tucson Police and Fire Public Safety Personnel Retirement System Boards is scheduled for **9:00 a.m. on Tuesday, October 4, 2016**, in Fire Central **Room 121**, Tucson Fire Department, 300 S. Fire Central Place, Tucson, AZ.